

MINUTES

COUNCIL ADMINISTRATOR FORM OF GOVERNMENT FOR AIKEN COUNTY

COUNCIL CHAMBERS, 736 RICHLAND AVENUE, W., AIKEN, S. C.

REGULAR MEETING – JULY 20, 2004 – 7:00 P. M.

(A) CALL TO ORDER

Determining that a quorum was present, Chairman Young called the meeting to order.

Council Members present:

Chairman Ronnie Young
Kathy Rawls
Scott Singer
LaWana McKenzie
Eddie Butler
Charles Barton
Rick Osbon
Willar H. Hightower, Jr.

Council Members absent:

Chuck Smith

Also present:

J. Clay Killian, County Administrator
Robert M. Bell, County Attorney
Tamara Sullivan, Council Clerk

(B) INVOCATION

Councilman Hightower led in the invocation.

(C) PLEDGE OF ALLEGIANCE

Councilman Osbon led in the Pledge of Allegiance.

(D) APPROVAL OF MINUTES

1. June 15, 2004 Worksession
2. June 15, 2004 Regular Meeting
3. June 29, 2004 Special Meeting

a. Councilwoman Rawls made a motion to approve the minutes. Councilman Butler seconded.

b. The minutes were approved by unanimous vote.

(E) APPROVAL OF AGENDA

a. Councilwoman McKenzie made a motion to amend and approve the agenda as follows:

1. Delete Old Business Item 1 until the August 17, 2004 Council meeting.
2. Delete Public Presentation Item 1.

3. Add New Business Item 1 – A Voice Motion to appoint Rick Osbon as the Chairman of the Strategic Plan Steering Committee.
 4. Move Consent Item 14 to New Business Item 2.
- b. Councilman Hightower seconded the motion. The amended agenda passed by unanimous vote.

(F) AWARDS AND RECOGNITIONS

1. Proposed Resolution Expressing Appreciation to Alton Johnson for His Tireless Efforts on Behalf of the Citizens of Aiken County and Congratulating Him for Receiving the “Real Fathers/Real Men-Man of the Year” Award.
(Osbon)
 - a. Councilman Hightower moved for the adoption. Councilwoman Rawls seconded.
 - b. Passed by unanimous vote.

(G) PUBLIC HEARINGS

1. Proposed Resolution to Authorize the Council Chairman to Execute a Lease with Three Rivers Solid Waste Authority for Office Space at the Cooperative Research Campus.
 - a. No comments were made.
2. Proposed Ordinance to Levy and Reimpose a One Percent Sales and Use Tax, Subject to a Referendum, Within Aiken County Pursuant to the Capital Project Sales Tax Act, S.C. Code Ann. Section 4-10-300, et seq.; to Define the Specific Purpose or Purposes and Designate the Projects for Which the Proceeds of Such Tax May be Used; to Provide the Maximum Cost of the Projects or Facilities Funded from the Proceeds of Such Tax and the Maximum Amount of Net Proceeds to be Raised by Such Tax; to Provide for a County-Wide Referendum and to Prescribe the Contents of the Ballot Question in Such Referendum; to Provide Conditions Precedent to the Imposition of Such Tax and Condition or Restrictions on the Use of Such Tax Revenue; to Establish a Formula by Which Multiple Projects are Funded Simultaneously; to Provide for the Conduct of Such Referendum by the Registration and Election Commission of Aiken County, to Provide for the Administration of Such Tax, if Approved; to Provide for the Payment of Such Tax; and to Provide for Other Matters Relating Thereto.
 - a. Councilman Hightower questioned the methods and procedures that were used in the development of the ballot. He also questioned the method in which the Child Advocacy Center received placement on the ballot and voiced his disapproval of the unequal distribution of funds to each of the Council districts. Councilman Hightower discussed the need for more recreation facilities in his district and requested funding for those facilities.
 - b. Councilman Butler and Councilwoman Rawls clarified that each Councilmember was asked to submit a list of dirt roads from their district for paving.
 - c. Councilman Singer stated that the Capital Projects Sales and Use Tax Commission had done an excellent job with the large task they were given and pointed out that the Commission had the authority to place the Child Advocacy Center on the ballot.

(H) OLD BUSINESS

1. Proposed Ordinance to Establish a Local Three Percent Tax on Accommodations in Aiken County.
(County Council) (Third Reading)
 - a. **DELETED**
2. Proposed Ordinance to Levy and Reimpose a One Percent Sales and Use Tax, Subject to a Referendum, Within Aiken County Pursuant to the Capital Project Sales Tax Act, S.C. Code Ann. Section 4-10-300, et seq.; to Define the Specific Purpose or Purposes and Designate the Projects for Which the Proceeds of Such Tax May be Used; to Provide the Maximum Cost of the Projects or Facilities Funded from the Proceeds of Such Tax and the Maximum Amount of Net Proceeds to be Raised by Such Tax; to Provide for a County-Wide Referendum and to Prescribe the Contents of the Ballot Question in Such Referendum; to Provide Conditions Precedent to the Imposition of Such Tax and Condition or Restrictions on the Use of Such Tax Revenue; to Establish a Formula by Which Multiple Projects are Funded Simultaneously; to Provide for the Conduct of Such Referendum by the Registration and Election Commission of Aiken County, to Provide for the Administration of Such Tax, if Approved; to Provide for the Payment of Such Tax; and to Provide for Other Matters Relating Thereto.
(County Council) (Third Reading)
 - a. Councilman Hightower made a motion for the adoption. Councilman Butler seconded.
 - b. Councilwoman Rawls made a motion to amend the Ordinance by adding under Section IV the Town of Perry at .149% between the City of New Ellenton and the Town of Salley. Councilman Singer seconded the amendment motion.
 - c. The amendment passed by unanimous vote.
 - d. Councilman Butler thanked the Commission for their diligent work and requested that the Commission continue working together to promote the passage of the question on the ballot. Councilman Butler also discussed the collective good that the One Percent Sales and Use Tax would provide for all the citizens in Aiken County.

Councilman Butler made a motion to amend the Ordinance to reflect the changes adopted by the Capital Projects Sales and Use Tax Commission in their Resolution dated July 19, 2004. Councilman Singer seconded the amendment.
 - e. The amendment passed by majority vote with Councilwoman Rawls, Councilman Singer, Councilwoman McKenzie, Councilman Butler, Councilman Barton, Councilman Osbon and Chairman Young voting in favor. Councilman Hightower voted in opposition.
 - f. The amended Ordinance passed by majority vote with Councilwoman Rawls, Councilman Singer, Councilwoman McKenzie, Councilman Butler, Councilman Barton, Councilman Osbon and Chairman Young voting in favor. Councilman Hightower voted in opposition.

(I) CONSENT AGENDA/INTRODUCTION OF ORDINANCES FOR FIRST READING

I. REGULAR CONSENT AGENDA

1. Proposed Resolution to Appoint One Member to Designated Boards, Commissions and Committees with Terms of the Appointees to Run Concurrent with that of the Councilmember from Districts 1, 2, 3, 4, 5, 6, and 7.
(Rawls, Singer, McKenzie, Smith, Butler, Barton, Osbon)
2. Proposed Resolution to Make Three Appointments to the Lower Savannah Technical Advisory Committee.
(County Council)
3. Proposed Resolution to Approve the Allocation of Funds for Various Non Profit Agencies from the FY 2005 Council Contingency Fund.
(County Council)
4. Proposed Resolution to Authorize the Council Chairman to Execute a Lease with Three Rivers Solid Waste Authority for Office Space at the Cooperative Research Center.
(Administrative Committee)
5. Proposed Resolution to Authorize the Council Chairman to Enter into an Agreement with Satcher Ford Lincoln Mercury for Ford Dealer Parts.
(Development Committee)
6. Proposed Resolution to Request that the Aiken County Transportation Committee Approve the Resurfacing of Roy Street (S-997) Using C-Funds.
(Rawls)
7. Proposed Resolution to Assign the Official Road Names to Existing Un-Named Private Roads in County Council Districts 2, and 7.
(Singer, Osbon)
8. Proposed Resolution to Direct that a Toll Free Telephone Line be Installed for Use by Citizens to Request Services or to Register Complaints.
(Hightower)
9. Proposed Resolution to Accept a Grant from the United States Environmental Protection Agency for a Brownfields Assessment Grant for the Seminole Mills Property.
(County Council)
10. Proposed Resolution to Request that County Staff Develop a Plan for the Broadcasting of County Council Meetings on Cable Television.
(Hightower)
11. Proposed Resolution to Accept Easements on Waterwheel Road (S-137) Needed for Capital Projects Sales Tax Paving Project.
(Development Committee)
12. Proposed Resolution to Authorize the Council Chairman to Execute a Contract with the City of Aiken for Assistance in the Collection of Transportation Data Required for the ARTS Program.
(Development Committee)
13. Proposed Resolution to Authorize the Coroner's Office to Apply for a One Time Grant from the South Carolina Coroner's Association.
(Judicial and Public Safety Committee)
14. **MOVED TO NEW BUSINESS ITEM 2**

15. Proposed Resolution to Authorize the Council Chairman to Execute a Renewal Contract with Aiken-Barnwell Mental Health Center for Services at the Aiken County Detention Center.
(Judicial and Public Safety Committee)
16. Proposed Resolution to Authorize the Council Chairman to Execute a Renewal Agreement with Motorola for Communication Equipment Maintenance.
(Judicial and Public Safety Committee)
17. Proposed Resolution to Authorize the Council Chairman to Execute a One Year Extension to a Contract with ABL Management for Food Service at the Detention Center.
(Judicial and Public Safety Committee)

II. CONSENT AGENDA/INTRODUCTION OF ORDINANCES FOR FIRST READING

18. Proposed Ordinance to Amend the Aiken County Code of Ordinances to Change the Salary of the Council Chairman.
(County Council)
 - a. Councilman Butler made a motion to approve the Consent Agenda. Councilwoman McKenzie seconded.
 - b. The Consent Agenda was approved by unanimous vote.

(J) NEW BUSINESS

1. Proposed Voice Motion to appoint Rick Osbon as the Chairman of the Strategic Plan Steering Committee for Aiken County.
 - a. Councilman Singer made a motion for the adoption. Councilwoman McKenzie seconded.
 - b. The Voice Motion passed by unanimous vote with Councilman Osbon abstaining.
2. Proposed Resolution to Authorize the Council Chairman to Enter into an Agreement with Baird & Company, CPAs, LLC for the County Financial Audit.
(Administrative Committee)
 - a. **DELAYED UNTIL AFTER EXECUTIVE SESSION**
 - b. **NO ACTION TAKEN FOLLOWING EXECUTIVE SESSION**

(K) PUBLIC PRESENTATIONS

1. Presentation Regarding the Coca Cola Kids Camp
(Mr. Brian Sanders, Director, PRT)
 - a. **DELETED**

(L) ITEMS FOR INFORMATION AND THE PUBLIC RECORD

1. Fiscal Year 2005 Aiken County Contingency Report as of July 1, 2004.

(M) INFORMAL MEETING OF WHOLE

- a. Two young ladies from the Hall-Gaffney 663-Boys and Girls Club presented Council with a card and thanked them for their support.
- b. Councilwoman McKenzie made a motion to recess for Executive Session. Councilman Butler seconded.
- c. The motion to recess passed by unanimous vote.

RECESSED – 8:04 P. M.

(N) EXECUTIVE SESSION

1. Legal Matters:
 - a. Status Report on Pending Litigation, Legal Claims and Legal Advice.
(County Attorney) (Verbal)
2. Contractual Matters:
3. Personnel Matters:

RECONVENED – 8:52 P. M.

- a. Councilman Butler made a motion to adjourn the meeting. Councilman Hightower seconded.
- b. The motion to adjourn passed by unanimous vote.

(O) ADJOURNMENT – 8:53 P. M.

Respectfully submitted,

SIGNED:

Tamara Sullivan, Council Clerk

Ronnie Young, Chairman